

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.05 OO, Closed Area No. 27-B, Deep Cove to Otis Cove and Vicinity, St. George, promulgated on October 26, 2001 is repealed and replaced with the following rule:

TEXT OF RULE: 95.05 OO, Closed Area No. 27-B Deep, Teel and Otis Coves, St. George

- 1.) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Otis Cove, St. George, south of a line drawn between two red painted posts located at the most narrow point in the mouth of the tributary in Otis Cove.
- 2.) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the St. George River inside of a line beginning at the northwest tip of Otis Point, then extending due west to the unnamed point north of Bird Point, Cushing, then extending southeast to the northwest side of the mouth of Teel Cove, St. George.
- 3.) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Deep Cove, St. George, inside of a line beginning at Howard Point, then extending southwest to the north end of Caldwell Island, then extending east to the point in Deep Cove at the end of Deep Cove Lane.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: February 26, 2004

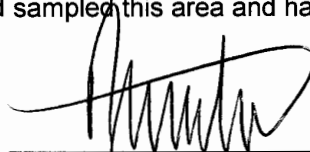
AGENCY CONTACT PERSON:

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McKown Point Road
West Boothbay Harbor, ME 04575

THE COURIER GAZETTE
March 2, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.05 OO, Closed Area No. 27-B Deep Cove to Otis Cove and Vicinity, St. George, promulgated on October 26, 2001 and enacts a new regulation. This new regulation opens a portion of Otis Cove to shellfish harvest and changes the description of the closure between Otis Point and Teel Cove. Department personnel have surveyed and sampled this area and have determined that this area no longer poses a threat to public health.



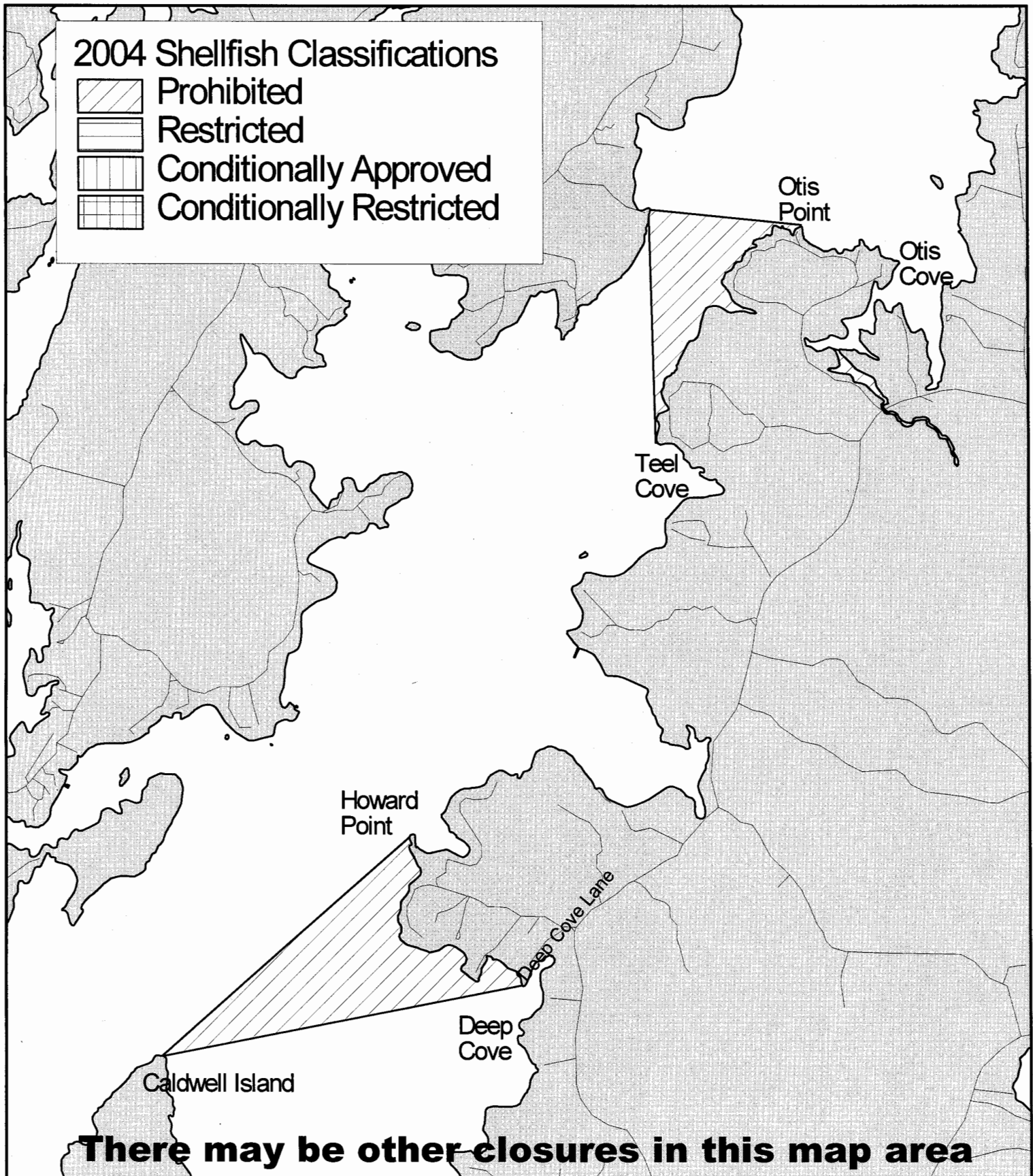
DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

C27B Deep, Teel and Otis Coves, St. George 2/26/04



0.6 0 0.6 1.2 Miles